IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

CHAMBER SUMMONS NO.127 OF 2006
IN
SUMMARY SUIT NO.639 OF 1998

IIT Capital Services Ltd. Plaintiffs

versus

P.D.Chamria Defendant

and

NU-TECH Corporate
Services Limited. Applicants

Ms.Dipa Mani i/by S.K.Srivastav & Co. for plaintiffs.

None for defendant and applicants.

CORAM : S.C.DHARMADHIKARI, J.

DATE : 6th March 2006

PC :

1. All that the plaintiff seeks is that the applicant's name be substituted in their place in the suit because the applicant Company is the one which has taken over the plaintiff herein. Upon proceedings under Companies Act, all that is sought is a formal amendment to incorporate changed name of plaintiff. No prejudice will be

caused to the defendants if the formal amendment is granted. Grant of such formal amendment does not affect the merits of the controversy and all the contentions in that behalf are expressly kept open. Chamber Summons is allowed in terms of prayer clause (a). Amendment to be carried out within a period of two weeks. Amended plaint to be served four weeks thereafter.

(S.C.DHARMADHIKARI, J.)